

#6/R.T.
5/10
PATENT
RECEIVED

S/N 09/583,342

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Frederic Bushman et al.

Examiner: Jehanne Souaya

Serial No.: 09/583,342

Group Art Unit: 1634

Filed: May 31, 2000

Docket: 1211.002US1

JCT DATE: METHOD OF IDENTIFYING INHIBITORS OF TOPOISOMERASE DNA
RELIGATION

RECEIVED

MAY 06 2002

RESPONSE TO RESTRICTION REQUIREMENT

TECH CENTER 1600/2900

Commissioner for Patents
Washington, D.C. 20231

Applicant has reviewed the Restriction Requirement mailed March 26, 2002, wherein the Examiner has requested election of one of the following groups:

Group I - Claims 1-16 and 20, drawn to a method and kit for detecting compounds that modulate topoisomerase activity, classified in class 435, subclass 6.

Group II - Claim 21, drawn to a method of screening compounds capable of modulating nucleic acid modifying enzymatic activity, classified in class 435, subclass 6.

Applicant provisionally elects, with traverse, the claims of Group I (claims 1-16 and 20). Claim 21 is cancelled without prejudice. Applicant reserves the right to file a divisional application or applications on the cancelled claims.

**COPY OF PAPERS
ORIGINALLY FILED**

Conclusion

The Examiner is invited to contact Applicants' attorney (612-373-6939) if there are any questions concerning this Response or if prosecution of this application may be assisted thereby.

Respectfully submitted,

FREDERIC BUSHMAN ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402
(612) 373-6939

Date April 23, 2002 By A. James Nelson
A. James Nelson
Reg. No. 28,650

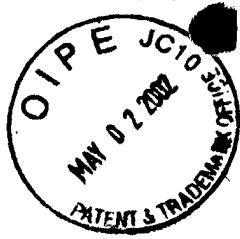
CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner of Patents, Washington, D.C. 20231, on this 23rd day of April, 2002.

Name

Dawn M. Hale

Signature

Dawn M. Hale



COPY OF PAPERS
ORIGINALLY FILED

GP 1634

RECEIVED

MAY 06 2002

TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Frederic Bushman et al.
Title: METHOD OF IDENTIFYING INHIBITORS OF TOPOISOMERASE DNA RELIGATION
Docket No.: 1211.002US1
Filed: May 31, 2000
Examiner: Jehanne Souaya

Serial No.: 09/583,342
Due Date: April 26, 2002
Group Art Unit: 1634

Commissioner for Patents
Washington, D.C. 20231

We are transmitting herewith the following attached items (as indicated with an "X"):

A return postcard.
 Response to Restriction Requirement (2 Pages).

Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional required fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938, Minneapolis, MN 55402 (612-373-6900)

By: A. James Nelson
Atty: A. James Nelson
Reg. No. 28,650

Name

Dawn M. Poole

Signature

Dawn M. Poole

Customer Number 21186

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
(GENERAL)

P.O. Box 2938, Minneapolis, MN 55402 (612-373-6900)